

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SEVENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO: 15887 of 2004

Between:

- 1 M.S.Narayana, S/o.Musalaiah,
R/o.Kothapalli, Gokavaram Mandal, E.G.Dist.
- 2 N.S.N.Murthy, S/o.Rama Murthy,
R/o.Kakinada, E.G.Dist.
- 3 A.S.Naryana, s/o.Suraiah,
Kakinada, Secretary, E.G.Dist.
- 4 Meesala Mallaiah, S/o.Seethaiah,
R/o.Bikkavolu Village, Anaparthi Mandal, E.G.Dist.
- 5 M.V.S.Narayana, S/o.Subbarao,
Gopalapuram Post, Ravulapalem Mandal,
E.G.Dist.
- 6 I.Balaraju, S/o.Govindu,
R/o.Vemagirigattu, Dowleswaram post, E.G.Dist.
- 7 A.A.L.Rao, S/o.Nagaiah,
R/o.Bandarulanka, Uttukurivari Street,
Amalapuram Mandal, E.G.Dist.
- 8 G.Ramakrishna, S/o.G.Rajanna,
R/o.H.No.64-17-3, APP Mills, Anandnagar Society Bldg.,
Rajahmundry, E.G.Dist.
- 9 Thigiripalli Chakravarthi, S/o.Ramanna,
R/o.Tallapudi Mandal, W.G.Dist.
- 10 A.V.Raghaulu, Aravala Raju,
R/o.APSRTC Rajamandry E.G.Dist.

..... PETITIONERS

AND

- 1 APSRTC, Mushirabad, Hyderabad rep.by its Vice Chairman & M.D.
- 2 APSRTC, Rep. by its Regional Manager, E.G.Dist. Region,
Kakinada, E.G.Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order, direction or writ particularly one in the nature of writ of Mandamus or any other appropriate writ declaring the action of the respondents in not regularizing the petitioners services from the date of initial appointment is illegal, arbitrary and unjust and consequently direct the respondents to regularize the services of the petitioners from the date of their initial appointment with all consequential benefits from the date of regulations including difference of salary.

Counsel for the Petitioners: MR.G.VIDYASAGAR

Counsel for the Respondents: MR.Y.V.SWAMY

The Court at the stage of admission made the following:

HONOURABLE DR. JUSTICE G.YETHIRAJULU

WRIT PETITION NO.15887 OF 2004

ORDER:

The petitioners were appointed as Daily Wage Conductors in APSRTC in the year 1979, after the selection process made by the Selection Committee. They were disengaged after working for one month and later they were engaged in the year 1982. Since then they have been working continuously without break.

2. The petitioners contend that their services were regularized from 1984-85 only and not from the date of initial appointment. The petitioners contend that they made a representation on 19-04-2004 to the second respondent requesting to consider their cases for regularization from initial appointment of 1979.

3. The grievance of the petitioners is that the second respondent did not pass any order on the representation made by the petitioners regarding their request for regularization from the date of initial appointment.

4. In the light of the circumstances explained by the petitioners, the second respondent is directed to pass appropriate orders according to the existing Rules and Circulars on the representation of the petitioners dated 19-04-2004, within 8 weeks from the date of receipt of a copy of this order.

5. The Writ Petition is accordingly disposed of. No order as to costs.

Dr. G.YETHIRAJULU, J

07th September, 2004

SKM

TO

1 The Vice Chairman & M.D APSRTC, Mushirabad, Hyderabad.

2 The Regional Manager, APSRTC, E.G.Dist. Region,

Kakinada, E.G.Dist.

3 Two C.D. Copies.